

**CITY OF TAYLORSVILLE
CITY COMMISSION
REGULAR MEETING**

September 2, 2014

The City of Taylorsville City Commission held a Regular Meeting on Tuesday, September 2, 2014 at 5:00 p.m., at the City Hall Annex.

Present were:

Don Pay, Mayor

Jack Proctor, Commissioner

Ellen Redmon, Commissioner

Kathy Spears, Commissioner

Beverly Ingram, Commissioner

Staff present:

Steve Biven, City Clerk

Randy McConnell, Comptroller

Harold Compton, Public Works Director

Phil Crumpton, Police Chief

Lisa Ware, Co Treasurer

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a brief moment of silence and then led the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to approve the Consent Calendar for August 2014. This approved the minutes for the August 5th Regular Meeting, the August 7th and August 18th Special Meetings. This also approves the Payment of the Bills for the General Fund for August 2014 and the Water and Sewer Fund for August 2014, as well as the Fire Report. **Motion carried with a vote of 5-0.**

Item #3- *Comments by the Mayor*

Mayor Pay mentioned that the month of September is Childhood Cancer Awareness Month.

Mayor Pay also mentioned the Kentucky League of Cities Conference. The dates for the conference are October 7-10, 2014.

Item #4 – **Committee Reports**

a) Main Street (Annette King)

i) Mrs. King stated that the Progressive Dinner will be September 27, 2014. There will only be 200 tickets sold for this event and they will go on sale tomorrow, September 3rd. Those tickets may be purchased at T & R Antiques, the Red Scooter and the Tea Cup.

Mrs. King read her letter of resignation to the commission. The effective date will be September 30, 2014. She recommended that Beverly Ingram be hired as the interim Main Street Manager. This would provide time to advertise and interview for the next Manager.

Jo Woodward stated that with a heavy heart the Main Street Committee accepted Mrs. King's resignation. Mrs. Woodward stated that the committee has approved the recommendation of Beverly Ingram as the interim Main Street Manager. She also stated that the committee had checked with the state and they see no conflict of interest with Mrs. Ingram serving as the interim Main Street Manager and a City Commissioner. **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to accept the resignation of Annette King as Main Street Manager effected September 30th.** Commissioner Redmon stated she had some questions regarding Mrs. Ingram being the Main Street Manager and a City Commissioner. She asked Mr. Dale if he could check into this issue. The concern of the Main Street Committee is that if Mrs. Ingram is not made interim Main Street Manager it would be a setback regarding the upcoming certification of the City. After some discussion, **Motion carried with a vote of 5-0.**

Commissioner Spears asked that Commissioner Ingram be excused from the discussion. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon based on the recommendation of the Main Street Committee, that per finding out from proper authority whether or not it is a conflict, due to the fact that the money that has been spent and the time to get our certification back up and that we not lose it and since this is the wishes of that committee that is working so diligently for the City to keep it all going, that we consider Mrs. Ingram as the nomination and accept her as a nomination as the interim Manager though December 31, 2014, provided that we get it cleared by Mr. Dale through the State.** Commissioner Spears, Commissioner Redmon and Commissioner Proctor voted in favor. Mayor Pay opposed. Motion carried with a vote of 3-1.

iii) **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to approve Mrs. King's hours for the month of August.** Motion carried with a vote of 5-0.

Item #5– **Old Business**

There was email in the commissioner's packet pertaining to the Taylorsville Drainage Project. Clerk Biven stated that the contract had been executed for the drainage project over on Houston Court and that the City may begin work on this project.

Clerk Biven stated there will be a public Property Tax Meeting on September 18th at 5:00.

Commissioner Redmon stated that she had submitted some items to be placed on the agenda under old business that were not put on there. She stated that one item was Maple Street. She

felt that this item needed to be resolved. Mayor Pay suggested discussing this issue at the September 18th meeting.

Item #6 – *New Business*

a) Debra Lawson with the Spencer County Library was present to discuss the tax rate for the Library. Mrs. Lawson explained what the differences were between last year's and this year's rates. She also gave an update on the building project.

b) Department Reports

i) Financial Report – Randy McConnell, City Comptroller, provided the commission with a Cash Analysis and the City is fully collateralized at all three banks.

General Fund

Y-T-D Insurance Premium Revenue is \$44,579.

Year to Date Occupational License Receipts are \$78,605.

Year to Date Property Taxes net of Discounts are \$116.

Expenses

Y-T-D Street Repair and Maintenance Expenses is \$7,920.

The Municipal Road Aid Fund Balance is currently \$135,259.

Water and Sewer Enterprise Fund - Revenues

Year to Date Water Revenue of \$622,037 is \$22,037 over Budget.

Year to Date Meter Set Revenue of \$34,300 is \$13,300 over Budget.

Year to Date Sewer Revenue of \$55,580 is \$3,087 under Budget.

Year to Date Sewer Impact Fees of 6,000 are equal to Budget.

Expenses

Louisville Water Expense of \$202,245 is \$14,747 over Budget.

ii) Public Safety – Phil Crumpton, Police Chief

Chief Crumpton stated that the schedule for September was in the commissioner's packets as well as the Petty Cash balance, the monthly activity report and the runs made for the month of August 2014, as well as the Overtime Report.

Chief Crumpton stated that he had spoken with retired Chief Lewis pertaining to the OctoberFest. Chief Crumpton said that he is planning on duplicating the previous year's plans.

Motion was made by Mayor Pay and seconded by Commissioner Spears to close the city streets as requested by Chief Crumpton. Motion carried with a vote of 5-0.

Clerk Biven stated that there were two bids on the 1976 Harley Davidson Motorcycle. One bid was for \$1,150 and the other bid was for \$1,700. He recommended that the commission take the higher bid of \$1,700. **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to accept the bid of \$1,700 on the Harley Davidson Motorcycle.**
Motion carried with a vote of 5-0.

iii) Utility – Harold Compton, Public Works Director

Mr. Compton updated the commission on the Water Loss Report. He explained where the numbers on the report came from and what those numbers actually stood for. 26.76% is purchased and not sold, including for such purposes as fire protection, discounts and flushing. 15% is the Division of Water mark for what they term “water loss”. The city is at 14.95%, down from 23%. He stated that you could put in a booster station to help with the quality of the water and boost the chlorine in the water.

Mr. Compton gave an update on the Waterline Replacement. He went over some of the roads that needed to be replaced. Clerk Biven stated that this could be contracted out. Commissioner Ingram stated that Kings Church Road has always been a problem. Mr. Compton stated that it is approximately 42,000 feet for Kings church Road. Commissioner Redmon asks how Mr. Compton was going to get this issue done and keep the City going. Commissioner Spears asks how long it would take to complete Kings Church Road. There was more discussion pertaining to this issue.

Mr. Compton stated he does not have any information regarding the Class D Felons. Clerk Biven stated that last year the Class Ds were helpful in getting the curbs painted and the town looking good for OctoberFest. He has spoken to Sweep All, who the City has contracted with the last couple of years, about cleaning up before the Progressive Dinner and the Friday night of the OctoberFest and the Sunday morning after the festival, plus the Halloween on Main Street. He stated he has not received quotes back from them and asked the commission for direction. Mr. Compton stated he would do whatever the commission wanted him to do. Commissioner Ingram stated that the sidewalks need to be sealed and the curbs needed to be painted.

Mr. Compton stated that the City is replacing a lot of MXUs. He estimates that there are about 4,500 MXUs still out there that probably still need to be replaced. We had 144 rereads this last billing cycle. The City was receiving some of the MXU replacements at no cost if they were still under warranty. Those currently being sent back are not covered under warranty. The cost of the new MXUs is \$105 each. He asked the commission for some direction on this issue.

Mr. Compton updated the commissioners on the paving of Mill Hill Street.

Motion was made by Commissioner Ingram and seconded by Commissioner Redmon to approve the asphalt contract with MAC Construction to replace the area the City damaged due to the waterline replacement at Steve Goodlett's lot. Motion carried with a vote of 5-0.

d) General Government

Clerk Biven stated he had received a phone call from a lady about the cats in town. She would like to see the City pass an ordinance pertaining to the breeding and feeding of cats.

e) Other New Business

There was no other new business at this time.

Item #8– ***Legal (City Attorney) John D. Dale***

a) Mr. Dale gave an update on the Mock Property. The property has been appraised at \$3,000. Summons has been sent out to the eight owners. Once they have been served the summons, they have 20 days to file an answer if they want to or they can do nothing. They may choose to challenge the right of the city to take the land or they can challenge the amount of the award. It will probably be another 30 to 60 days before the City has an answer. Once all of this is done and nobody challenges the right to take it, then the city can proceed to take the property.

b) Mr. Dale gave the second reading on an Ordinance for expanding the City limits of the City of Taylorsville eastwardly from the existing City limits including all of KY Highway 44 right-of-way and .0463 acres as described – O'Dell property. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to approve the annexation of Highway 44 West.** Motion carried with a vote of 5–0.

c) Mr. Dale gave the first reading of the Intent to Annex Ordinance for the new Highway 44 westward from Brashear's Creek to the Middle and Elementary Schools, Old South Plantation and River Heights. No action is needed at this time. Second reading will be on September 18, 2014.

d) Mr. Dale has prepared a second ordinance to include all the subdivisions pertaining to Golf Carts and attached to this ordinance is the statute 189286 that set forth the requirements that would have to be followed. Mr. Dale has not made a summary of the ordinance. Commissioner Proctor feels it should be for all the subdivisions. There are several issues that will need to be addressed. Commissioner Spears stated that as long as they are following the statute, they should be able to drive them anywhere in the subdivision that they wanted to. Mr. Dale is to finalize the summary and have it ready for the first reading at the September 18th meeting.

Mr. Dale stated there was a suggestion of amending the Nuisance Ordinance 295 pertaining to dealing with the garbage at some of the apartments. He said to clarify that is a misdemeanor rather than a violation and the fine could be up to \$500 per violation and could also be an imprisonment under the misdemeanor statute.

Mr. Dale stated that he was contacted by Habitat for Humanity. Apparently Mr. Sims, who owns the property out by the old Majestic Enterprise / IGA as well as some property in town, would like to donate the property in town to Habitat for Humanity. Several years ago the City placed a weed lean on the property out by the old IGA building. In doing the title, the attorney wanted it clarified that the lean was only for the old Majestic Enterprise property and not the property in town. Mr. Dale wanted to know if it was ok for the Mayor to sign a letter clarifying that the lean was only on the old IGA property. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to authorize Mayor Pay to sign a letter clarifying that the weed lean is only on the old IGA property.** Motion carried with a vote of 5-0.

Item #9 - **Elected Officials' Comments**

There were no officials' comments at this time.

EXECUTIVE SESSION

Item #10

Adjourn to Executive Session under provisions of KRS 61.810 (1) (b) Deliberations on the future acquisition of real property by a public agency (c) Discussions of proposed litigation against or on behalf of the public agency (f) Discussion or hearings which might lead to the appointment, discipline, or dismissal of an individual employee, and for economic development purposes. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to adjourn to executive session.** Motion carried with a vote of 5-0.

RETURN TO OPEN SESSION

Item #11

Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to return to Open Session. Motion carried with a vote of 5-0.

Item #12

Motion was made by Commissioner Spears and seconded by Mayor Pay to hire Kenneth Stewart as part-time major for the police department at a rate of \$23/hr., to start immediately and to share a vehicle with the police chief. Motion carried with a vote of 5-0.

Item #13

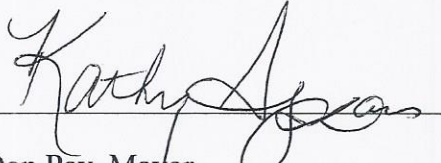
Motion was made by Commissioner Proctor and seconded by Commissioner Spears to sign and send Kentucky Retirement Form 6751 in regards to not having a pre-arranged agreement with Kenneth Stewart. Motion carried with a vote of 5-0.

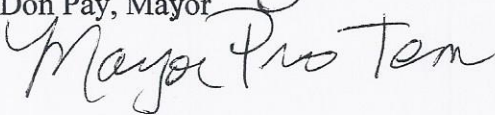
Item #14

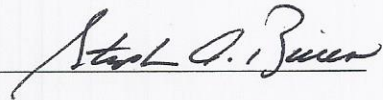
Motion was made by Mayor Pay and seconded by Commissioner Proctor to reject all applications previously received for the position of part-time police officer. Motion carried with a vote of 5-0.

ADJOURN MEETING

Item # 15- Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to adjourn meeting. Motion carried with a vote of 5-0.



Don Pay, Mayor




Stephen A. Biven, City Clerk